## **REMARKS**

These remarks are presented in response to the Office Action mailed July 14, 2004. Claims 171-197, 201, and 203-206 are pending and under examination. Claims 171-194, 201, 203, and 206 have been cancelled. Claim 195 has been amended solely for purposes of consistency of antecedent reference. Applicant thanks the Examiner for allowing Claims 195-197, and 205.

## Claim Rejections under 35 U.S.C. §102

Claims 171-174, 176, 177, 188-191, 193, 194, and 204 stand rejected under 35 U.S.C. §102(e) as allegedly anticipated by Turley *et al.* (US 5,767,106). Claims 171-174, 176, 177, 188-191, 193, 194, and 204 have been cancelled, thereby rendering this objection moot.

Claims 171, 177, 181, 186, 188, 194, 203, 204, and 206 stand rejected under 35 U.S.C. §102(e) as allegedly anticipated by Lussow *et al.* (US 6,013,641). Claims 171, 177, 181, 186, 188, 194, 203, 204, and 206 have been cancelled, thereby rendering this objection moot.

## Claim Rejections under 35 U.S.C. §103

Claims 171-174, 176, 177, 181-191, 193, 194 and 204 stand rejected under 35 U.S.C. §103(a) as allegedly obvious over Turley *et al.* (US 5,767,106). Claims 171-174, 176, 177, 181-191, 193, 194 and 204 have been cancelled, thereby rendering this objection moot.

Claims 171-173, 175-183, 185-190, 192-194, 203, 204, and 206 stand rejected under 35 U.S.C. §103(a) as allegedly obvious over Lussow *et al.* (US 6,013,641). Claims 171-173, 175-183, 185-190, 192-194, 203, 204, and 206 have been cancelled, thereby rendering this objection moot.

Claim 201 stands rejected under 35 U.S.C. §103(a) as allegedly obvious over Falk *et al.* (US 5,914,314). Claim 201 has been cancelled, thereby rendering this objection moot.

## **CONCLUSION**

Claims 171-197, 201, and 203-206 are pending in the application. Claims 171-194, 201, 203-206 were rejected in the Office Action mailed July 15, 2004. Claims 171-194, 201, 203, 204, and 206, leaving Claims 195-197 and 205 currently pending. Claims 195-197 and 205 have been allowed. Claim 195 has been amended. Applicant requests that the claim amendments be entered and the pending claims be found in condition for allowance.

If the Examiner believes that a telephone interview would expedite prosecution of this application, she is encouraged to telephone the undersigned Applicant's attorney.

Applicant believes no fee is due. If any fees are due in connection with this submission, please charge any such fee or credit any overpayment to Deposit Account No. 50-2212.

Respectfully submitted,

PILLSBURY WINTHROP LLP

Date: 9

 $\mathbf{R}_{\mathbf{V}}$ 

Donna Q Perdue, Ph.D.

Reg. No. 51,166

11682 El Camino Real, Suite 200

San Diego, CA 92130

Tel. No.: (858) 509-4093

Fax No.: (858) 509-4010